

CITY COUNCIL
ATLANTA, GEORGIA

**AN ORDINANCE
CHARTER AMENDMENT**

An Ordinance and Charter Amendment adopted under and in virtue of the authority of the Municipal Home Rule Act of 1965 Official Code of Georgia Section 36-35-1, et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga. Laws p. 4469, et seq., by amending Section 3-505 to exempt retired sworn public safety personnel from the one-year limitation of temporary employment; to repeal conflicting ordinances; and for other purposes **102-0-0565**

WHEREAS, the City of Atlanta, in the last twelve (12) years, has authorized three (3) Early retirement Programs; and

WHEREAS, it became necessary under those programs to rehire retired employees to perform certain duties for which resources are not available among the City's workforce; and

WHEREAS, in 1998, the City Council adopted legislation that restricted such temporary practices to one year; and

WHEREAS, there are certain essential functions that are not conducive to this practice; among them being public safety; and

WHEREAS, it would be advantageous to the City, as it strives to protect its citizens and visitors and to enhance public safety, to avail itself of its well-trained law enforcement officers.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
ATLANTA, GEORGIA** as follows:

Section 1: That Section 3-505 of the Charter of the City of Atlanta which reads:

"Section 3-505. Temporary employment of persons retired under pension laws.

The mayor and council may authorize the employment of any person who has retired under any of the pension laws, notwithstanding the age of such person, to render any special or particular service under contract, provided that such contract shall be for a period not exceeding one year, nor shall such contract be subject to renewal and the necessity for such employment is

certified by the department head making the contract of employment. Such employees shall be entitled to receive their regular pension payments but shall acquire no further pension or civil service rights by virtue of such temporary employment.”,

Be amended to exempt sworn public safety personnel, so that when amended, Section 3-505 shall read:

Section 3-505. Temporary employment of persons retired under pension laws.

“The mayor and council may authorize the employment of any person who has retired under any of the pension laws, notwithstanding the age of such person, to render any special or particular service under contract, provided that such contract shall be for a period not exceeding one year, nor shall such contract be subject to renewal and the necessity for such employment is certified by the department head making the contract of employment. Such employees shall be entitled to receive their regular pension payments but shall acquire no further pension or civil service rights by virtue of such temporary employment.
Sworn officers retired from the departments of police, fire and corrections shall not be subject to the limitations of this provision.”

Section 2: A copy of this proposed amendment to the Charter of the City of Atlanta, (Ga. Laws 1996, p. 4469, et seq.), approved April 15, 1996, as amended shall be filed in the Office of the Clerks of the Superior Courts of Fulton and Dekalb Counties and the Notice of Proposed Amendment to the Charter of the City of Atlanta” attached hereto as Exhibit “A” and by reference, made a part hereof, be published once a week for three weeks in a newspaper of general circulation in the City of Atlanta and in the official organs of Fulton County and Dekalb County, and a copy of said advertisement shall be attached to this ordinance prior to its final adoption by the Council of the City of Atlanta.

Section 3: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

**NOTICE OF PORPOSED AMENDMENT
TO THE CHARTER OF THE CITY OF ATLANTA**

NOTICE is hereby given that an Ordinance has been introduced to amend the Charter of the City of Atlanta (Ga. Laws, 1996, p. 4469, et. seq.) approved April 15, 1996, as amended, said Ordinance being captioned as follows:

An Ordinance and Charter Amendment adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 Official Code of Georgia Section 36-35-1, et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga. Laws p. 4469, et seq., by amending Section 3-505 to exempt retired sworn public safety personnel from the one-year limitation of temporary employment; to repeal conflicting ordinances; and for other purposes

A copy of the proposed Ordinance and Charter Amendment is on file in the Office of the Municipal Clerk of the City of Atlanta and in the offices of the Clerks of the Superior Courts of Fulton and Dekalb Counties, Georgia for the purpose of examination and inspection by the public.

This _____ day of _____, 2002

Municipal Clerk

RCS# 3876
7/15/02
3:03 PM

Atlanta City Council

Regular Session

02-O-0565 Charter Amend exempting retired public
safety personnel from temp. employ limit
FILE

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

Y Smith	NV Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	NV Boazman	NV Woolard

02-O-0565

02-0-0565

(Do Not Write Above This Line)

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FILED BY
CITY COUNCIL

JUL 15 2002

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

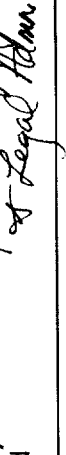
Date Referred

3/18/02

Referred To:



Date Referred



Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee



Date

3/27/02

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members



Refer To

Committee

FIN/Exec

Date

7-10/02

Chair



Action:

Fav, Adv, Hold (see rev. side)

Other:

F, L, F

Members



Refer To

FINAL COUNCIL ACTION

- ☒ 2nd ☐ 1st & 2nd ☐ 3rd
 Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
 JUL 15 2002

ATLANTA CITY COUNCIL PRESIDENT



CERTIFIED
 JUL 15 2002



MAYOR'S ACTION